Agenda May 1, 2010 – May 14, 2010

County Council
Saturday, May 1, 2010
Board Room, Board of Education, 10910 Route 108, Ellicott City, MD 8:30 a.m.

Public Hearing - Capital and Operating Budgets
Board of Education
Libraries
Community College

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County Council
Monday, May 3, 2010
Board Room, Board of Education, 10910 Route 108, Ellicott City, MD
7:00 p.m.

Budget Public Hearing - Constant Yield Tax Rate

7:30 p.m.

<u>Legislative Session</u> Day #5

Approve Journal – April 5, 2010

Approve Minutes

Legislative Public Hearing – April 19, 2010 Capital Budget Work Session – April 20, 2010 Operating Budget Public Hearing – April 26, 2010

Introduction of Legislation

The following legislation is introduced by the Chairperson at the request of the County Executive unless otherwise noted:

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Appointments

- Council Resolution No. 41-2010 Confirming the appointment of William E. Erskine to the Board of Directors of the Economic Development Authority
- Council Resolution No. 42-2010 Confirming the appointment of Johnetta Jordan to the Equal Business Opportunity Commission
- Council Resolution No. 43-2010 Confirming the appointment of John H. Lee to the Commission on Aging
- Council Resolution No. 44-2010 Confirming the appointment of Joseph J. Mezzanotte to the Board of Directors of the Economic Development Authority
- Council Resolution No. 45-2010 Confirming the appointment of Swathi Narayan to the Human Rights Commission
- Council Resolution No. 46-2010 Confirming the reappointment of Alisa K. Chernak to the Board of Social Services
- Council Resolution No. 47-2010 Confirming the reappointment of Jo M. Franklin Glasco to the Board of Directors of the Howard County Mental Health Authority
- Council Resolution No. 48-2010 Confirming the reappointment of Yvonne C. Howard to the Board of Social Services
- Council Resolution No. 49-2010 Confirming the reappointment of Jerry A. Krill, M.D. to the Economic Development Authority
- Council Resolution No. 50-2010 Confirming the reappointment of Christopher Myers to the Board of Directors of the Economic Development Authority
- Council Resolution No. 51-2010 Confirming the reappointment of Matthew Plantz to the Commission on Disability Issues
- Council Resolution No. 52-2010 Confirming the reappointment of Tracey L. Williams to the Board of Social Services

Financial

- Supplementary Budget & Appropriation Ordinance No. 15-Fiscal 2010 Transferring \$9,999 from the Grants Fund, Contingency Reserve to the Department of Police for the Law Enforcement Training Scholarship Grant
- Council Resolution No. 53-2010 Approving certain transfers between major categories and from the undesignated fund balance of the Howard County Board of Education Operating Budget for Fiscal Year 2010; transferring \$1,156,360 to the Instruction-Salaries category; transferring \$478,940 to the Special Education category; transferring \$400,000 to the Maintenance of Plant category; and transferring \$1,000,000 to the Fixed Charges category

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Council Resolution No. 54-2010 - Amending the Fiscal Year 2010 operating budget for the Howard Community College in order to transfer \$2,000,000 within the restricted fund revenues from both the State and other funding categories to the federal funding category and to transfer \$2,000,000 within the restricted fund expenditures from the instruction category to the scholarship category

- Council Bill No. 17-2010 Removing a certain condition from the amendment to the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2010, as adopted by Council Bill No. 49-2009; and declaring this to be an emergency Act
- Council Bill No. 18-2010 Approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 54 acres of agricultural land located at 3841 Manor Lane, in Ellicott City, Maryland, from John L. Carroll, Jr. or any other owner thereof for a maximum purchase price of \$1,698,000 or, if less, \$31,440 per acre or portion thereof, rounded to the next highest \$1,000, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such deferred portion of the purchase price and interest thereon shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith
- Council Bill No. 19-2010 Approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 88 acres of agricultural land located at 1500 Sykesville Road in Sykesville, Maryland, from Leona Stedding or any other owner thereof for a maximum purchase price of \$2,746,000 or, if less, \$31,200 per acre or portion thereof, rounded to the next highest \$1,000, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such deferred portion of the purchase price and interest thereon shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith

General

- Council Resolution No. 55-2010 Approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between Columbia LLLP and Howard County, Maryland for a multi-family senior rental housing project known as Park View at Columbia
- Council Resolution No. 56-2010 Approving the acquisition and renovation of an affordable housing project to be known as Park View at Columbia in Columbia, Maryland to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department's Community Development Administration
- Council Resolution No. 57-2010 Approving an amendment to the Howard County Master Plan for Water and Sewerage, consisting of tables and maps incorporating various revisions, including the:
 - 1. Revision of the priority designations assigned in the Master Plan to certain capital projects and private development;
 - 2. Revision of the inventory descriptions for National Pollutant Discharge

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- Elimination System Permits and Shared Sewage Disposal Facilities; and 3. Update of the water and sewer facilities maps to reflect entries into the Metropolitan District.
- Council Resolution No. 58-2010 Authorizing the filing of an application with the Maryland Transit Administration of the Maryland Department of Transportation, including a commitment for local matching funding, for Large Urban Public Transportation Program, Section 5311 Rural Public Transportation Program, Statewide Special Transportation Assistance Program (SSTAP), Americans with Disabilities Act (ADA) and Section 5309 Capital Assistance Program grants under the Federal Transit Act in order to request funds for the operation of the Fixed Route and Paratransit services, capital acquisition of transit buses, and capital improvements for a regional transit operations and maintenance facility

Budget

- Council Bill No. 20-2010 Amending the Building Excise Tax in order to remove certain flat rates; and generally related to the Building Excise Tax in Howard County
- Council Bill No. 21-2010 Amending the Pay Plan for Howard County; establishing pay rates for certain employees; stating that salary schedules are subject to certain furlough plans; removing certain specialty pays that will be included in certain collective bargaining agreements; clarifying certain specialty pays; clarifying the scope of involuntary separation pay; adding and amending certain classification titles and pay grades; making certain technical corrections; providing for the application of this Act; and generally relating to the Pay Plan for Howard County
- Council Bill No. 22-2010 Amending the Classification Plan for Howard County; adding and amending certain class descriptions; amending certain class titles; providing for the application of this Act; and generally relating to amendments to the Howard County Classification Plan
- Council Bill No. 23-2010 Amending the title of certain positions appointed by the Chief of Fire and Rescue Services; providing for the application of this Act; and generally relating to human resources provisions in the Howard County Code
- Council Bill No. 24-2010 Adopting the current expense budget and the capital budget for the fiscal year beginning July 1, 2010 and ending June 30, 2011, to be known as the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2011
- Council Bill No. 25-2010 For the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$118,181,237 on its full faith and credit, and issue and sell its bonds therefor, to be used to pay costs of certain County capital projects (including bridge projects, general county projects, storm drainage projects, school system projects, fire and rescue projects, road construction projects, road resurfacing projects, roadside and sidewalk projects, library projects, community college projects, parks and recreation projects, intersection improvements projects and community renewal projects), which are specified and described in the County's 2011 Capital Budget (including, without limitation, borrowings for certain capital projects previously authorized in other calendar years, which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds; authorizing the County to issue bond anticipation notes or to

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enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith

- Council Bill No. 26-2010 For the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$28,428,405 on its full faith and credit, and issue and sell its bonds therefor, to be used to pay costs of certain County water and sewer capital projects which are specified and described in the County's 2011 Capital Budget (including, without limitation, borrowings for certain water and sewer capital projects previously authorized in calendar year 2006), and to pay costs of issuance of such bonds; authorizing the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with benefit assessments, ad valorem taxes levied upon the assessable property in the Metropolitan District and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith
- Council Bill No. 27-2010 For the purpose of authorizing and empowering Howard County, Maryland to borrow money in a principal amount of up to \$39,003,999 on its full faith and credit, and issue and sell its bonds therefor, to be used to pay costs of certain County road construction projects and other capital projects specified and described in the County's 2011 Capital Budget (including, without limitation, borrowings for certain of such capital projects previously authorized in calendar year 2006), and to pay costs of issuance of such bonds; authorizing and empowering the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with building excise taxes and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith
- Council Bill No. 28-2010 To authorize and empower Howard County, Maryland to borrow, on its full faith and credit, up to \$351,000 from the Maryland Water Quality Financing Administration (the "Administration"), and to issue and sell its installment bonds to the Administration, the proceeds thereof to be used to pay costs of Capital Project S6237 (FY2001 Patapsco Convey/Treat Facilities), and to pay all related costs; and to levy taxes upon the assessable property within the County sufficient, together with benefit assessments, ad valorem taxes levied upon assessable property in the Metropolitan District and other available funds, to pay the debt service on such bonds; authorizing the County to enter into one or more Loan Agreements with the Administration to effect and further evidence such borrowing; and making certain findings and determinations
- Council Resolution No. 59-2010 Approving a Furlough Plan, pursuant to Section 1.119 of the Howard County Code, in order to reduce the operating budget of the County because of an anticipated decrease in revenue
- Council Resolution No. 60-2010 Approving the Capital Program for Howard County for Fiscal Years 2012 through 2016 and the Extended Capital Program for Fiscal Years 2017 through 2020

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Council Resolution No. 61-2010 - Approving the Fiscal Year 2011 operating budget for the Howard Community College and indicating appropriations for major functional categories

- Council Resolution No. 62-2010 Approving the Fiscal Year 2011 budget for the Department of Libraries and indicating appropriations for object classes
- Council Resolution No. 63-2010 Setting forth the Fiscal Year 2011 Operating Budget for the Howard County Board of Education
- Council Resolution No. 64-2010 Introduced by Chairperson at the request of the Howard Soil Conservation District Approving the fee system of the Howard Soil Conservation District and providing that the fee system applies to each plan that is required to be reviewed by the Howard Soil Conservation District from and after July 1, 2010
- Council Resolution No. 65-2010 Approving schedules for charges pertaining to the Metropolitan District, to water and sewer service, and to shared sewage disposal facilities
- Council Resolution No. 66-2010 Approving schedules of fees for the functions regulated by the Department of Public Works
- Council Resolution No. 67-2010 Approving schedules of fees, fines and charges for functions regulated by the Howard County Department of Inspections, Licenses and Permits
- Council Resolution No. 68-2010 Approving schedules of fees and charges for functions regulated or administered by the Department of Planning and Zoning
- Council Resolution No. 69-2010 Adopting fees for Fire Safety Inspections
- Council Resolution No. 70-2010 Adopting a schedule of fees for functions regulated by the Department of Finance, including a schedule of fees for parking meter rates
- Council Resolution No. 71-2010 Approving schedules of fees and rates for functions regulated and administered by the Department of Police

Council Resolution No. 72-2010 - Approving fee and rate schedules for:

- (1) Applying for approval of an industrial development revenue bond or MIDFA bond or loan;
- (2) Solicitor and Peddler Identification Card;
- (3) Weekend Prisoners Room and board;
- (4) Prisoner Health care provider fee;
- (5) Participation in work release program;
- (6) Participation in home detention program;
- (7) Marriage license fee charge for funding of domestic violence programs;
- (8) Annual registration of trespass towing companies and maximum rates to be charged by trespass towing services;
- (9) Fee and specifications for transcripts of administrative proceedings; and
- (10) Reproduction of public records.
- Council Resolution No. 73-2010 Approving schedules of fines and penalties for violations of and administrative costs related to enforcement of Howard County's parking laws,

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- including administrative handling fees for parking citations and citations under the automated red light enforcement program
- Council Resolution No. 74-2010 Levying a tax on certain admissions and amusements, establishing classes of admissions and amusements, setting tax rates on different classes, and providing for certain exemptions from the tax
- Council Resolution No. 75-2010 Establishing a recordation tax rate on instruments of writing that are recorded with the Clerk of the Circuit Court
- Council Resolution No. 76-2010 Adopting the schedule of rates for the Building Excise Tax
- Council Resolution No. 77-2010 Levying Fire and Rescue tax rates beginning July 1, 2010
- Council Resolution No. 78-2010 Levying a property tax for the fiscal year beginning July 1, 2010 and ending June 30, 2011; setting the tax rates for property; and providing for the collection of the property tax

Final Consideration

Appointments

- Council Resolution No. 14-2010 Confirming the appointment of Joe Bak to the Housing Commission
- Council Resolution No. 17-2010 Confirming the appointment of Joan W. Scornaienchi to the Alcohol & Drug Abuse Advisory Board
- Council Resolution No. 29-2010 Confirming the appointment of Ted L. Meyerson to the Commission on Aging

Consent

- Council Resolution No. 15-2010 Confirming the appointment of Robert A. Freedman to the Public Works Board
- Council Resolution No. 16-2010 Confirming the appointment of Anne Markus to the Board of Library Trustees
- Council Resolution No. 18-2010 Confirming the appointment of Genevievette E. Walker-Lightfoot to the Human Rights Commission
- Council Resolution No. 19-2010 Confirming the appointment of H. Taylor Walls to the Human Rights Commission
- Council Resolution No. 20-2010 Confirming the appointment of Dave Willemain to the Alcohol & Drug Abuse Advisory Board
- Council Resolution No. 21-2010 Confirming the reappointment of Deborah S. Adler to the Commission on Aging

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Council Resolution No. 22-2010 - Confirming the reappointment of Dr. Chein-Chi Chang to the Environmental Sustainability Board

- Council Resolution No. 23-2010 Confirming the reappointment of Patricia Davis to the Human Rights Commission
- Council Resolution No. 24-2010 Confirming the reappointment of Georgia Eacker to the Environmental Sustainability Board
- Council Resolution No. 25-2010 Confirming the reappointment of Janet L. Gauntt to the Howard County Animal Matters Hearing Board
- Council Resolution No. 26-2010 Confirming the reappointment of Salman Hussain to the Human Rights Commission
- Council Resolution No. 27-2010 Confirming the reappointment of Cindy Knowlton to the Howard County Animal Matters Hearing Board
- Council Resolution No. 28-2010 Confirming the reappointment of Shirley Matlock to the State Agricultural Preservation Advisory Board and to the Howard County Agricultural Land Preservation Board
- Council Resolution No. 30-2010 Confirming the reappointment of Jane O'Leary to the Board to Promote Self-Sufficiency
- Council Resolution No. 31-2010 Confirming the reappointment of Zack H. Shariff to the Environmental Sustainability Board
- Council Resolution No. 32-2010 Confirming the reappointment of Sharon Ransome Smith to the Board to Promote Self-Sufficiency
- Council Resolution No. 33-2010 Confirming the reappointment of Joshua Tzuker to the Planning Board
- Council Resolution No. 34-2010 Confirming the reappointment of Sharonlee Vogel to the Commission on Aging
- Council Resolution No. 35-2010 Confirming the reappointment of Paul R. Willging, Ph.D. to the Commission on Aging
- Council Resolution No. 36-2010 Confirming the reappointment of Helen Woods to the Board to Promote Self-Sufficiency
- Council Resolution No. 40-2010 Introduced by the Chairperson Calling the County Council of Howard County, Maryland into legislative session on May 19, 2010

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Council Bill No. 11-2010 - To authorize and empower Howard County, Maryland, to enter into installment purchase agreements to acquire development rights in agricultural lands located within the County (Project No. G0163), for an aggregate deferred purchase price of not more than \$12,500,000, plus interest thereon, and an aggregate up-front purchase price of not more than \$14,030,000; providing that the County's obligation to pay the deferred portion of the purchase price under such agreements and interest thereon shall be a general obligation of the County made upon its full faith and credit; and to levy taxes upon the assessable property within the County sufficient, together with the portion of the transfer tax imposed on transfers of real property in Howard County which is dedicated to agricultural land preservation and other available funds, to provide for the payment of the deferred portion of the purchase price under any agreements so entered into and interest thereon; and providing for and determining various matters in connection therewith

- Council Bill No. 12-2010 Pursuant to Section 610 of the Howard County Charter, amending the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2010 in order to pay unanticipated expenses for snow removal from revenues received from anticipated sources but in excess of budget estimates for Fiscal Year 2010; and declaring this to be an emergency Act
- Council Resolution No. 37-2010 Adopted pursuant to the Maryland Economic Development Revenue Bond Act providing for the consent by Howard County, Maryland to (1) the transfer of the 634-unit residential rental housing facility located in Elkridge, Maryland known as the "Sherwood Crossing Apartments," by Sherwood Crossing Apartments, LLC to WLA Sherwood Investors VI, L.L.C. (the "Purchaser"), the costs of which facility were refinanced with the proceeds of the County's Variable Rate Demand Multifamily Housing Revenue Refunding Bonds (Sherwood Crossing Apartments) Series 2003, and (2) the assumption by the Purchaser of all of the borrower's obligations under the related documents; making certain findings; and authorizing the County Executive and other County officials to do all acts and execute all documents necessary in connection therewith

General

- Council Bill No. 13-2010 Pursuant to the Maryland Stormwater Management Act of 2007, amending certain stormwater management regulations in the Howard County Code; clarifying certain goals; defining certain terms; amending certain definitions; proving that new regulations shall apply to certain projects; requiring certain stormwater management measures and certain design criteria; requiring certain plans including an Environmental Concept Plan; requiring that certain plans be approved before certain permits can be issued; providing a process for certain stormwater management alternative compliance and stormwater management waivers; requiring certain sureties; amending certain inspection authority in accordance with changes to the Howard County Design Manual; making certain technical corrections and reorganizing certain sections; and generally related to stormwater management in Howard County
- Council Resolution No. 38-2010 Revising Chapter 5, Stormwater Management, of Volume I (Storm Drainage) of the Design Manual in order to amend the standards and specifications relating to the design and construction of stormwater management facilities in Howard County

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Council Bill No. 14-2010 - Introduced by Mary Kay Sigaty, Calvin Ball, Jennifer Terrasa, & Courtney Watson - To specify the minimum size of certain buildings to which the Howard County Green Buildings Law applies in Downtown Columbia; defining a certain term; and generally relating to building efficiency and design

- Council Bill No. 15-2010 Introduced by: Mary Kay Sigaty, Calvin Ball, Jenifer Terrasa, & Courtney Watson Amending the Howard County Code to require that the Design Advisory Panel review and provide advice on Downtown Columbia Revitalization, under certain circumstances; requiring that the Panel consider the Columbia Downtown-wide Design Guidelines and Downtown Neighborhood Design Guidelines when reviewing certain types of development plans; allowing the County Council and the Planning Board to consider the Panel's recommendations when taking certain actions; and generally relating to the Design Advisory Panel
- Council Bill No. 16-2010 (ZRA-118) Introduced by The Chair at the request of MDG Companies Amending the Howard County Zoning Regulations' CE (Corridor Employment) Zoning District to allow for an increase in commercial uses within office buildings, hotels or parking structures; allow banks to have two drive through lanes in certain circumstances; allow restaurant, fast food with a drive-through in certain circumstances; establishing a minimum setback from the Route 1 right-of-way; and generally relating to the CE Zoning District
- Council Resolution No. 39-2010 Adopting Howard County's Annual Action Plan for housing and community services to qualify for the receipt of federal Community Development Block Grant and Home Investment Partnership Program funds

Tabled Legislation

- Council Bill No. 6-2010 (ZRA-120) Introduced by: The Chair at the request of Cadogan Properties, LLC Amending the Howard County Zoning Regulations' BR (Business: Rural) Zoning District to allow certain properties in the Marriottsville (Water Only) Service Area of the Howard County Water and Sewerage Master Plan to be eligible for the BR Zoning District; and generally relating to the BR Zoning District (Tabled 4/5/10)
- Council Bill No. 7-2010 (ZRA-122) Introduced by: The Chair at the request of Forest Veure II, LLC Amending the Howard County Zoning Regulations to permit residential dwelling units in the B-1 and B-2 zoning districts to comprise up to a maximum of 50 percent of the floor area of a structure provided the dwelling units are located above the first floor level; as a conditional use, under certain circumstances; and generally relating to residential uses in the B-1 and B-2 zoning districts (Amended/Tabled 4/5/10)
- Council Bill No. 8-2010 (ZRA-123) Introduced by: The Chair at the request of Forest Venture II, LLC Amending the Howard County Zoning Regulations to allow the Zoning Board to approve variances to the bulk regulations in conjunction with site plan zoning petitions; and generally relating to Zoning Board consideration of site plan zoning petitions (Tabled 4/5/10)

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County Council
Tuesday, May 4, 2010
C. Vernon Gray Conference Room II
8930 Stanford Boulevard, Columbia, MD
8:30 a.m.

Work Session – Operating Budget Legislative and Judicial Public Safety (Police, Fire) Public Facilities

7:00 p.m.Zoning Board
Tyson Room 2

Public Hearing – Continued from April 21, 2010

Zoning Board Case No. ZB1080M High's of Baltimore, Inc. and LDG, Inc., (Erskine)

AZM: To apply Business Rural (BR) district to property currently zoned rural Conservation (RC). East side of Livestock Road approx. 155' southwest of the intersection with MD 32. (12701 & 12705Livestock Road)

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County Council
Thursday, May 6, 2010
C. Vernon Gray Conference Room II
8930 Stanford Boulevard, Columbia, MD
8:30 a.m.

Work Session – Capital and Operating Budgets Board of Education

1:00 p.m.

Work Session – Capital and Operating Budgets Libraries

2:30 p.m.

Work Session – Capital and Operating Budgets Community College 5/1/10 - 5/14/10page 12 of 13

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County Council Tuesday, May 11, 2010 C. Vernon Gray Conference Room II 8930 Stanford Boulevard, Columbia, MD 9:30 a.m.

Budget Work Session

Community Services (Except Health), Funds/Revenues

11:00 a.m.

Budget Public Hearing General

> **County Council** Wednesday, May 12, 2010 C. Vernon Gray Conference Room II 8930 Stanford Boulevard, Columbia, MD

> > 9:30 a.m.

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Work Session – Operating Budget Health, General Government

> 7:00 p.m. Zoning Board

Ellicott Room 2

Public Hearing – To be opened and immediately continued to June 9, 2010

Zoning Board Case No. ZB1087M Camilla and Philip D. Carroll, (Oh)

> AZM: To rezone 221.1 acres from RC-DEO to R-ED. South side of MD Rt. 144, east of Folly

Quarter Road. (P/O 3500 Manor Lane.)

Public Hearing – Continued from April 14, 2010

Zoning Board Case No. ZB1081M Murray Hill PSC, LLC, (Meachum, Robinson)

> AZM: To rezone property from PSC to R-SA-8. East side of Gorman Road, about 1400' west

of Skylark Boulevard.

(9880, 9890, 9900, 9910 Gorman Road)

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County Council Friday, May 14, 2010 C. Vernon Gray Conference Room II 8930 Stanford Boulevard, Columbia, MD 9:30 a.m.

<u>Budget Work Session</u> (If Needed) Pending issues

Visit the Council's website (www.howardcountymd.gov/CountyCouncil/CC_HomePage.htm) to view legislation, send written testimony, and sign-up electronically to testify at public hearings.

Persons needing accommodations to fully participate in the meeting, please contact the Council Office, 410-313-2001, at least eight working days in advance. T:\Shared\LEGIS\Legis2009\Agendas10\ag050310.doc